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SENATE BILL 548

46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004

INTRODUCED BY

Linda M. Lopez

FOR THE WELFARE REFORM OVERSIGHT COMMITTEE

AN ACT

RELATING TO DOMESTIC VIOLENCE; CREATING THE CRIME OF MALICIOUS EXPOSURE OF A DOMESTIC VIOLENCE SHELTER; PROVIDING PENALTIES FOR DISCLOSING THE LOCATION OF A DOMESTIC VIOLENCE SHELTER; ENACTING A SECTION OF THE NMSA 1978.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Crimes Against Household Members Act is enacted to read:

"[NEW MATERIAL] MALICIOUS EXPOSURE OF A DOMESTIC VIOLENCE SHELTER.--

A. Malicious exposure of a domestic violence shelter consists of the disclosure of the location of a domestic violence shelter by a person with the intent of:

(1) encouraging or enabling physical harm of the domestic violence shelter or its occupants; or

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(2) intimidating, harassing or frightening one or more occupants or the staff of a domestic violence shelter.

B. Whoever commits malicious exposure of a domestic violence shelter is guilty of a misdemeanor and the offender shall be sentenced to a jail term of not less than seventy-two consecutive hours that shall not be suspended, deferred or taken under advisement."